IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

| GEORGE T. DUNLAP, IV, |) |
|--|---|
| Plaintiff, vs. WISCONSIN CENTRAL, LTD., WISCON, CENTRAL TRANSPORTATION CORPORATION, CANADIAN NATIONA RAILWAY COMPANY, ILLINOIS CENT RAILROAD COMPANY d/b/a CN-IC, CANADIAN NATIONAL RAILWAY COMPANY, a Railroad Corporation d/b/a WISCONSIN CENTRAL LTD. Defendants. | L) |
| CRAIG W. CHURCH HOEY & FARINA, P.C. Attorney for Plaintiff 542 S. Dearborn, Suite 200 Chicago, IL 60605 (312) 939-1212 | MARY C. O'DONNELL (P33479) DURKIN, MCDONNELL, CLIFTON & O'DONNELL, P.C. Attorneys for Defendant, Wisconsin Central, Ltd 645 Griswold, Suite 3253 Detroit, MI 48226 (313) 963-3033 |

STIPULATION AND ORDER TO DISMISS WISCONSIN CENTRAL TRANSPORTATION CORPORATION, CANADIAN NATIONAL RAILWAY COMPANY, ILLINOIS CENTRAL RAILROAD COMPANY D/B/A CN-IC, AND CANADIAN NATIONAL RAILWAY COMPANY WITHOUT PREJUDICE

IT IS HEREBY STIPULATED AND AGREED by and between the respective parties hereto that Wisconsin Central Transportation Corporation, Canadian National Railway Company,

Illinois Central Railroad Company d/b/a CN-IC, and Canadian National Railway Company be dismissed without prejudice as they are not proper party defendants.

HOEY & FARINA, P.C.

DURKIN, MCDONNELL, CLIFTON & O'DONNELL, P.C.

/s Craig W. Church
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(312) 963-3033

DATED: AUGUST 13, 2007

IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

| GEORGE T. DUNLAP, IV, |) |
|---|---|
| Plaintiff, vs. WISCONSIN CENTRAL, LTD., WISCON CENTRAL TRANSPORTATION CORPORATION, CANADIAN NATIONA RAILWAY COMPANY, ILLINOIS CENT RAILROAD COMPANY d/b/a CN-IC, CANADIAN NATIONAL RAILWAY COMPANY, a Railroad Corporation d/b/a WISCONSIN CENTRAL LTD. Defendants. | AL) |
| CRAIG W. CHURCH HOEY & FARINA, P.C. Attorney for Plaintiff 542 S. Dearborn, Suite 200 Chicago, IL 60605 (312) 939-1212 | MARY C. O'DONNELL (P33479) DURKIN, MCDONNELL, CLIFTON & O'DONNELL, P.C. Attorneys for Defendant, Wisconsin Central, Ltd 645 Griswold, Suite 3253 Detroit, MI 48226 (313) 963-3033 |

ORDER DISMISSING WISCONSIN CENTRAL TRANSPORTATION CORPORATION, CANADIAN NATIONAL RAILWAY COMPANY, ILLINOIS CENTRAL RAILROAD COMPANY D/B/A CN-IC, AND CANADIAN NATIONAL RAILWAY COMPANY WITHOUT PREJUDICE

At a session of said Court, held in the U.S. District Courthouse, City of Detroit, State of Michigan, on

| | August 17, 2007 |
|---------------|--------------------------|
| PRESENT: HON. | |
| | HON. MARIANNE O. BATTANI |

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Upon reading and filing of the above Stipulation, and the Court otherwise fully advised

in the premises:

IT IS HEREBY ORDERED that Wisconsin Central Transportation Corporation,

Canadian National Railway Company, Illinois Central Railroad Company d/b/a CN-IC, and

Canadian National Railway Company be, and hereby are, dismissed without prejudice, as they

are not proper party defendants.

s/Marianne O. Battani

HON. MARIANNE O. BATTANI

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